# Public Utilities Commission of the State of California

Steve Larson, Executive Director

<u>Headquarters</u> 505 Van Ness Avenue San Francisco, CA 94102 (415) 703-2782 Southern California Office 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA 90013 (213) 576-7000

Website: http://www.cpuc.ca.gov

Calendar Archive: http://www.cpuc.ca.gov/daily\_calendar\_archive/

# Daily Calendar Tuesday, August 17, 2004

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

Email: public.advisor@cpuc.ca.gov FAX: 415-355-5404 (Attn.: Public Advisor)

toll-free: 1-866-849-8390 TTY: 1-866-836-7825 (toll-free)

Voice: 415-703-2074 1-415-703-5282

## REGULAR COMMISSION BUSINESS MEETINGS

August 19, 2004	10 am	San Francisco
September 2, 2004	10 am	San Francisco
September 23, 2004	10 am	San Francisco

# COMMISSION RATESETTING DELIBERATIVE MEETINGS (Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

August 30, 2004	1:30 pm	San Francisco
September 20, 2004	1:30 pm	San Francisco
October 4, 2004	1:30 pm	San Francisco

## OTHER COMMISSION MEETINGS

#### NONE

#### **NOTICES**

#### Central Files Revised Office Hours

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

# **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

## **Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

# Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

## SUBSCRIPTION INFORMATION

# Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items

For information contact: California Public Utilities Commission

Attention: Poly Arca

505 Van Ness Avenue, Room 1003

San Francisco, CA 94102 Phone: (415) 703-1798 Email: pol@cpuc.ca.gov

## **COMMISSIONER OFFICE HOURS**

August 23, 2004 Commissioner Carl Wood San Diego CPUC Office 10 am – 2 pm 1350 Front Street, Room 4006

San Diego

August 24, 2004 Commissioner Carl Wood Los Angeles CPUC Office

10 am – 2 pm 320 West Fourth Street, Suite 500

Los Angeles

For further information or to make an appointment, please contact Norm Carter at 1-866-849-8391.

#### PUBLIC MEETING & WORKSHOPS

# Workshop Notice - I00-11-001 Ph. 6 - Tehachapi Area Transmission Study Group Meeting No. 2

August 18, 2004	Pacific Gas and Electric Company	
9 am	77 Beale Street, Room 308	
	San Francisco	

Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply.

The workshop concerning Tehachapi area transmission development in the above-entitled matter is the 2<sup>nd</sup> workshop to be scheduled by the Study Group ordered in D04-06-010 (effective June 10, 2004). The Study Group is to prepare a comprehensive development plan for phased expansion of transmission capability in the Tehachapi area. Southern California Edison Company is directed to file the plan prepared by the Study Group in this proceeding within nine (9) months of the effective date of this decision (by March 9, 2004).

Questions may be directed to Brian Schumacher, Energy Division CPUC, at <a href="mailto:bds@cpuc.ca.gov">bds@cpuc.ca.gov</a>.

#### Public Meeting Notice - Deaf and Disabled Telecommunications Program

	DDTP Office
Administrative Committee (TADDAC)	505 14 <sup>th</sup> Street, Suite 400
August 19, 2003	Oakland
10 am - 4 pm	
Î	

The TADDAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

# **PUBLIC MEETING AGENDA**

I. Minutes of the July 22, 2003 TADDAC Meeting; II. Approval of Agenda; III. Administrative Business; A. Public Input; B. Report from the Chair; C. Report from the CPUC's Telecommunications Division; Status of DDTP 2003-2004 Budget; IV. DDTP Departmental Activity Reports; A. Field Operations Department Report; B. Customer Contact Department Report; C. CRS Department Report; D. Equipment Program Department Report; E. Marketing and Outreach Department Report; V. Other Business; A. Overview of the CCAF Contract; B. September Meeting Date; C. Request Regarding CPUC Approval of Proposed TADDAC Subcommittees TADDAC Subcommittee Personnel Subcommittee. Finance Subcommittee. RFP/IFB

of Proposed TADDAC Subcommittees TADDAC Subcommittee Personnel Subcommittee, Finance Subcommittee, RFP/IFB Subcommittee, and New Technology Subcommittee; D. Review of New Survey Cards; E. Consideration of Communities to be Represented in the New TADDAC Seats; F. Nomination for Deaf Community At Large Representative; G. Discussion of Alternatives to Filling the PURA Positions; and H. Discussion of the FCC's Declaratory Ruling on CapTel.

**Meeting Information:** For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

## Workshop Notice - Modification of the Rate Case Plan for Class A Water Utility General Rate Applications

August 25, 2004	California Public Utilities Commission	
10 am – 4 pm	505 Van Ness Avenue, Hearing Room 3104	
_	(Corner of Van Ness Avenue and Golden Gate)	
August 26, 2004	San Francisco	
9 am – 4 pm		
September 14, 2004		
10 am – 4 pm		
•		
September 29, 2004		
10 am – 4 pm		
September 30, 2004		
9 am – 4 pm		
•		
October 20, 2004		
10 am – 4 pm		
Oatahan 21, 2004		
October 21, 2004		
9 am – 4 pm		

The Water Division is hosting these continuation workshops to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

The purpose of the workshop is two-fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and;

To discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at http://www.cpuc.ca.gov. (Go to the "Regulated Areas," select "Water" and scroll down to "Helpful Links".)

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390 (ptl@cpuc.ca.gov).

# NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

This draft resolution T16855 directs Verizon to file an application to request clarification of Finding of Fact (FOF) 3 in D96-10-037 and FOF 15 in D02-10-040 as to whether developers making contributions in aid of construction are entitled to refunds of over-collected federal taxes they paid to telecommunications utilities calculated pursuant to "Method 5" for the period from September 12, 2001 to September 11, 2003. This resolution is available at the Commission's web site: http://www.cpuc.ca.gov/PUBLISHED/COMMENT\_RESOLUTION/38151.htm

http://www.cpuc.ca.gov/PUBLISHED/COMMENT\_RESOLUTION/38153.htm. (cover letter)

Contact person: Jerry Shiu @ (415) 703-1233 or jhs@cpuc.ca.gov.

The Telecommunications Division (TD) has prepared Resolution T-16875 scheduled for the September 23, 2004 Commission Meeting. The purpose of the resolution is to involuntarily revoke the Certificates of Public Convenience and Necessity held by the companies listed here for failure to comply with D93-05-010, Ordering Paragraph 4. TD does not have valid addresses for these companies; therefore, TD is using this Calendar announcement as notice. If anyone has questions, information, or updated submittals for any of these companies, please email them to Joe McIlvain at TD\_REV@cpuc.ca.gov before September 20, 2004.

## CORPORATE ID NUMBER UTILITY TYPE

**UTILITY NAME** 

2011	RTU	DANA POINT MARINE TELEPHONE CO.
2020	RTU	HIGH SIERRA BUS RADIO
2022	RTU	HIGH TECH COMMUNICATIONS OF CALIF. INC.
2046	RTU	RADIO CALL CORPORATION
2050	RTU	RIGGS COMMUNICATION, INC.
2105	RTU	TEMPO PERSONAL COMMUNICATIONS
2107	RTU	ALERT COMMUNICATIONS
2119	RTU	SIGNAL ONE PAGING INC.
2122	RTU	META RCC INC.
2126	RTU	CELLULAR PACIFIC
2140	RTU	THE ASPEN COMPANY
2145	RTU	COMPUTER HELP INTERNATIONAL, INC.
2146	RTU	ALLIED PAGING COMPANY
3022	CEC	BUTTE COUNTY CELLULAR LICENSE CORP.
3045	CEC	CHICO MSA CELLULAR INC.
3059	CEC	ZEPHYR COMMUNICATIONS, LLC.
3061	PCC	CONXUS SPECTRUM, INC.
3068	PCC	VIRTUTEL COMMUNICATIONS
4002	CER	AMERICAN MOBILE COMMUNICATIONS, INC.
4008	CER	MALL TELECOMMUNICATIONS
4011	CER	SOUTHLAND COMMUNICATIONS
4013	CER	ULTRATELECOM, INC.
4017	CER	PACIFIC COMMUNICATIONS INDUSTRIES INC.
4018	CER	CELLTECH
4026	CER	ATH COM, INC.
4027	CER	VCI CELLULAR MOBILE PHONE CORP.
4031	CER	CELLULAR COMMUNICATIONS CORP.
4036	CER	AMERICOM L.A. SYSTEMS
4039	CER	CELLULAND, INC.
4040	CER	FRESNO CELLULAR TELEPHONE COMPANY
4041	CER	SACRAMENTO CELLULAR TELEPHONE COMPANY
4053	CER	CITY CELLULAR CORP.
4061	CER	PACIFIC WEST CELLULAR
4064	CER	L.A. PACIFIC TELECOM
4066	CER	CONTINENTAL CELLULAR
4069	CER	CONNECTOR
4078	CER	XCELL CELLULAR
4084	CER	LUCID CELLULAR COMMUNICATIONS, INC.
4092	CER	DELTA TELECOM MOBILE SERVICES, INC.
4095	CER	GOLDEN WEST CELLULAR TELECOM
4096	CER	KARFONE LEASING, INC.
4099	CER	C.I.S. OF IMPERIAL, CA, INC.
4105	CER	NATIONAL CELLULAR NETWORK, INC.
4108	CER	SPECTRON CELLULAR SERVICES, INC.
4110	CER	TRANSPORTATION COMMUNICATIONS
4112	CER	CELLUTONE CELLULAR COMMS. SYSTEMS
4118	CER	PEOPLE TELEPHONE COMPANY
4121	CER	ALL-CARR COMMUNICATIONS INC.
4124	CER	PTC CELLULAR, INC.
4128	CER	NEWPORT TELECOM, INC.

4129	CER	AIR TIME COMMUNICATIONS INC.
4130	CER	RAMPAGE CELLULAR INC.
4131	CER	PREPAY L.A., INC.
4133	CER	ALLNET COMMUNICATION SERVICES INC.
4136	CER	ACCESS WEST TELEMANAGEMENT INC.
4137	CER	WILSHIRE CELLULAR, INC.
4138	CER	C-CELLULAR RESEARCH, INC.
4139	CER	AIR NET COMMUNICATIONS INC.
4141	CER	WIRELESS SWITCHING SERVICES
4142	CER	ACCESS PLUS COMMUNICATIONS INC.
4143	CER	ANSWERPHONE
4148	CER	SUPERIOR CELLULAR INC.
4151	CER	TRANSAMERICA COMMUNICATIONS NETWORK
4158	CER	CELLULAR PHONE RENTALS/AMERICA
4160	CER	UTILITY SOURCE, INC. (WBC)
4164	CER	FIRST PAY CELLULAR
4166	CER	LAWRENCE BRAMON & ASSOCIATES
4169	CER	THE FURST GROUP, INC.
4171	CER	PEOPLE COMMUNICATIONS SERVICES
4175	CER	CELLULAR DIRECT
4179	CER	CENTSIBLE CELLULAR SOLUTIONS, INC.
4180	CER	TELEMAC CELLULAR CORP.
4181	CER	UNIVERSAL WIRELESS NETWORK INC.
4182	CER	WESTERN CELLULAR INC.
4185	CER	ERGO-TRONICS, INC.
4186	CER	MAX AIR WIRELESS, INC
4187	CER	ROBIN HOOD TELECOMM
4188	CER	PRECELL COMMUNICATIONS, L.C.
4189	CER	THE EQUITABLE NETWORK INC.
4190	CER	AMERICAN NATIONAL COMMUNICATIONS
4191	CER	PRE-PAID CELLULAR LLP
4192	CER	DESERT TELECOMMUNICATIONS LTD. PTNSHP.
4193	CER	AMRA INDUSTIRES, INC.
4195	CER	CIE CELL-TELL INC.
4199	CER	UC COMPUTERS INC.
4201	CER	ATLAS EQUITY, INC.
4204	CER	CALIFORNIA CELLULAR
4205	CER	TELTEK COMMUNICATION INTERNATIONAL INC.
4207	CER	MOMENTUM TELECOM, INC.
4208	CER	CAMINITO CELLULAR PARTNERSHIP
4209	CER	CELLUTEL CORPORATION
4210	CER	CANCALL CELLULAR COMMUNICATIONS
4211	CER	WOMEN'S INTERNATIONAL NET-WORK, INC.
4212	CER	WINCOM 1 INC.
4214	CER	AMERITEL COMMUNICATIONS
4221	CER	CLEAR CHOICE PCS, LLC
4223	CER	TEAM CELLULAR, INC.
4224	CER	TELECOMMUNITY & INTERNATIONAL NETWORK
4226	CER	NATIONAL COMM LINK, LLC.
4227	CER	SECUREFONE AMERICA, INC.

4229	CER	CITILINK COMMUNICATIONS, INC.
4230	CER	PRIMETEL SERVICES, INC.
4235	CER	PHOENIX INTEGRATION CORPORATION
4239	CER	VIRTUTEL COMMUNICATIONS
4242	CER	TECHNOLOGIES TELEMANAGEMENT
4243	CER	TELAIR COMMUNICATIONS
4249	CER	AIRNET COMMUNICATIONS
4250	CER	S&W WIRELESS, INC.
4252	CER	C-CELLULAR
4254	CER	INTERNET WIRELESS STRATEGIES
4259	CER	FIBERTEL, INC.
4262	CER	VISIONARY COMMUNICATION
4263	CER	WHOLESALE AIRTIME INC
4266	CER	AXON CONTROLS, LLC
4268	CER	ONE STOP CELLULAR AND PAGING
4275	CER	INNOVATIVE NETWORK COMMUNICATION
4276	CEC	MYSTIC ALLIANCE GROUP, INC
4279	CER	TSR WIRELESS LLC
4280	CER	O'BRIEN TELECOM
4281	CER	PRE PAID TEL.COM, INC
4283	CER	LANDLINK COMMUNICATIONS, LLC
4289	CER	AIRNEX COMMUNICATIONS, INC
4290	CER	CENTRAL SERVICES
4296	CER	WORLD TECHNOLOGY CORPORATION
4298	CER	ONELINK COMMUNICATIONS, INC
4303	CER	EXCEL TELECOMMUNICATIONS, INC
4308	CER	WORKING ASSETS FUNDING SERVICE, INC.
4311	CER	EDGEFOCUS, INC.
4313	CER	ESP NETWORKS, INC.
4317	CER	INCONNECT COMMUNICATIONS CORPORATION
4322	PCC	VOICE STREAM PCS II CORP. (SEE DBA)
4326	CER	WEST COAST DIGITAL GSM, INC.
4339	CER	LOCAL BILLBOARDS
5110	IEC	SB COMMUNICATIONS
5115	IEC	CALL SAVERS, INC.
5132	IEC	TENCOM COMMUNICATIONS
5141	IEC	MTEL DIGITAL SYSTEMS, INC.
5232	IEC	HOTEL NETWORKS
5250	CLR	UNIVERSAL PACIFIC COMMUNICATIONS, INC.
5250	IEC	UNIVERSAL PACIFIC COMMUNICATIONS, INC.
5262	IEC	TELNET COMMUNICATIONS INC.
5265	IEC	QUANTUM COMMUNICATIONS, INC.
5286	IEC	TRANSPAC COMMUNICATIONS
5367	IEC	CARIBBEAN TELEPHONE & TELEGRAPH INC.
5463	IEC	TELCAM, TELECOMS. CO. OF THE AMERICAS
5543	IEC	FREE PLUS CALLING INC.
5548	CLC	CENTURY TELECOMMUNICATIONS
5558	CLR	UNITEL COMMUNICATIONS
5575	IEC	TOUCH TONE AMERICA, INC.
5597	IEC	NORTH AMERICAN INTELECOM INC.

5634	IEC	MICHAEL FLYNN
5638	IEC	AMERICAN TEL GROUP, INC.
5649	IEC	BOTTOM LINE TELECOMMUNICATIONS INC.
5653	IEC	LONG DISTANCE WHOLESALE CLUB
5709	CLR	ATLAS COMMUNICATIONS, LTD.
5727	CLC	JUSTICE TECHNOLOGY CORP.
5763	IEC	WEST COMMUNICATIONS (FTS COMMS. INC.)
5813	IEC	RHYTHMS LINKS, INC
5849	IEC	SECURFONE AMERICA, INC.
5855	CLR	ACTIVETEL L.D., INC.
5866	IEC	VOCALL COMMUNICATIONS CORP.
5876	IEC	EVERGREEN TELECOM, INC.
5880	IEC	DIRECT NET TELECOMMUNICATIONS
5894	IEC	POS SYSTEMS
5902	IEC	JUSTICE TECHNOLOGY
5929	IEC	SMARTSTOP, INC.
5944	CLR	TEL-LINK, LLC
5944	IEC	TEL-LINK, LLC
5951	IEC	NOVA TELECOM, INC.
5960	CLR	CRL NETWORK SERVICES, INC.
5965	IEC	PRIME COMMUNICATIONS INTERNATIONAL
5970	IEC	UNITED STATES TELECOMMUNICATIONS, INC.
5995	IEC	APPLIED THEORY CALIFORNIA CORPORATION
6001	CLC	UNITED STATES TELECOMMUNICATIONS, INC.
6001	IEC	UNITED STATES TELECOMMUNICATIONS, INC.
6011	IEC	FREECALL INC.
6025	IEC	PREMIERE TELEMEDIA, INC.
6035	IEC	CABLE & WIRELESS GLOBAL CARD SVCS. INC.
6038	IEC	QUINTESSENTIAL TELECOM
6053	IEC	TEL ONE TELECOMMUNICATIONS, INC.
6054	CLR	TOTAL MEDIA TECHNOLOGIES, INC.
6054	IEC	TOTAL MEDIA TECHNOLOGIES, INC.
6058	IEC	VOICE VISION INTERNATIONAL, INC.
6072	CLR	TELECOM LICENSING, INC
6072	IER	TELECOM LICENSING, INC
6073	IEC	LINKMAX COMMUNICATIONS, INC
6074	IER	DEDICATED COMMUNICATIONS CORP
6087	IEC	ARIANA TELECOMMUNICATIONS, INC
6090	IER	GLOBAL PHOTON SYSTEMS, INC.
6110	IER	CONNECT COMMUNICATIONS, INC.
6122	IER	U.S. OPERATORS, INC.
6139	IEC	LEGENDS COMMMUNICATIONS, INC.
6162	IER	ENHANCED COMMUNICATIONS NETWORK, INC.
6199	IEC	ULTIMATE COMMUNICATIONS, INC
6227	IER	DACOM, U.S.A., INC.
6230	CLC	REFLEX COMMUNICATIONS, INC.
6230	IEC	REFLEX COMMUNICATIONS, INC
6244	CLC	PRISM CALIFORNIA OPERATIONS, L.L.C.
6246	IEC	CENTRECOM, INCORORATED
6247	IER	MONARCH COMMUNICATIONS, INC

6274	CLC	GDN COMMUNICATIONS, INC.
6274	IEC	GDN COMMUNICATIONS, INC.
6275	IEC	AVISTA COMMUNICATIONS OF CALIF., INC.
6281	CLC	TYCHO NETWORKS, INC.
6281	IEC	TYCHO NETWORKS, INC.
6300	IEC	VDC TELECOMMUNICATIONS, INC
6301	IER	WORLDWIDE GATEWAY, INC
6304	IEC	SOFT-TRONIK CORPORATION
6308	CLC	URJET BACKBONE NETWORKS, INC
6308	IEC	URJET BACKBONE NETWORKS, INC
6310	IER	SEQUEL COMMUNICATIONS, INC.
6315	CLR	NUSTAR TELEPHONE COMPANY, INC.
6315	IER	NUSTAR TELEPHONE COMPANY, INC.
6320	CLR	CENTRAL VALLEY TELEPHONE & TELEGRAPH CO
6320	IER	CENTRAL VALLEY TELEPHONE & TELEGRAPH CO
6325	CLC	USA SOFTRONIC CORPORATION
6325	IEC	USA SOFTRONIC CORPORATION
6331	CLC	GLOBAL INTERNET COMMUNICATIONS, INC.
6331	IEC	GLOBAL INTERNET COMMUNICATIONS, INC
6340	IEC	INTERNET GLOBAL TELEPHONY, INC.
6343	IEC	UTOPIA COMMUNICATIONS, INC.
6358	IER	ITELCO COMMUNICATIONS, INC.
6359	IER	CLEAR CALL TELECOM, LLC
6405	CLC	EVEREST BROADBAND NETWKS OF CALIF., INC
6405	IER	EVEREST BROADBAND NETWKS OF CALIF., INC
6465	CLC	PATHNET OPERATING, INC.
6465	IEC	PATHNET OPERATING, INC.
6468	CLR	IP VOICE COMMUNICATIONS, INC.
6468	IER	IP VOICE COMMUNICATIONS, INC.
6473	IEC	THAI TOWN USA CORPORATION (SEE DBA)
6484	IER	BIGREDWIRE.COM, INC.
6492	CLC	TNS OF CALIFORNIA, INC.
6492	IEC	TNS OF CALIFORNIA, INC.
6498	CLC	ZAMA NETWORKS, INC.
6498	IEC	ZAMA NETWORKS, INC.
6522	IEC	ARBROS COMMUNICATIONS CO. OF CA., LLC
6525	IEC	ASEAN TELECOM, INC.
6540	IER	TELIS COMMUNICATIONS GROUP, INC.
6554	CLC	INDIGINET, INC.
6554	IEC	INIDIGINET, INC.
6563	CLC	EXARIO TELECOM, INC.
6590	IER	TELEGENIUS, INC.
6605	IEC	TALKNOW, INC.
6615	IER	ENVISAGE, INC. (SEE DBA)
6627	IER	FULTONEX HR INTERNATIONAL, INC. (C DBA)
6629	IEC	HYUNDAI TELECOM (USA), INC.
6632	IER	PANTHER TELECOMMUNICATIONS CORPORATION
6650	IEC	CONSUMER TELCOM, INC.
6657	IEC	NETARENA COMMUNICATIONS CORPORATION
6659	IER	ROYAL TELECOMM, INC.

California Public U	tilities Commission	Daily Calendar	Tuesday, August 17, 2004
6660	CLR	SILVERLEAF COMMUNIO	CATIONS NET INC
6660	IER	SILVERLEAF COMMUNIC	
6664	IEC	INTERNATIONAL TELEC	
6671	CLR	ACT TELECOM, INC.	011 211 11 (02, 11 (0)
6671	IEC	ACT TELECOM, INC.	
6674	CLR	UNITED TELECOM & TE	CHNOLOGIES, INC.
6674	IEC	UNITED TELECOM & TE	
6677	IEC	SONUSS COMMUNICATION	
6686	IER	NEXT COMMUNICATION	
6691	IEC	NISHTY CORP.	
6693	IEC	TELUNIDOS, INC.	
6703	CLR	TALK UNLIMITED NOW,	INC.
6703	IEC	TALK UNLIMITED NOW,	INC.
6714	IEC	EPHONE TELECOM, INC	
		NEW FILINGS	
A04-08-015 - North County Transit District, for authority to construct 4 in-station pedestrian at-grade crossings at 3 passenger light-rail stations in connection with the Oceanside to Escondido Sprinter passenger light-rail project in the City of San Marcos, County of San Diego, California.			
8/16/04	A04-08-016 - North County Transit District, for authority to construct 14 in-station pedestrian at-grade crossings at 10 passenger light-rail stations in connection with the Oceanside to Escondido Sprinter passenger light-rail project in the Cities of Oceanside, Vista and Escondido, and the County of San Diego, California.		
	PETITIONS FOR MODIF	ICATION AND APPLICATION	NS FOR REHEARING

8/13/04 A02-11-044 - San Gabriel Water Company, for authority to increase rates charged for water service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006; Application for Rehearing of D04-07-034 by the Office of Ratepayer Advocates.
8/16/04 A02-07-022 - San Diego Gas & Electric Company, for a Certificate of Public

A02-07-022 - San Diego Gas & Electric Company, for a Certificate of Public Convenience and Necessity for the Miguel - Mission 230kV #2 Project; Application for Rehearing of D04-07-026 by Eucalyptus Hills Landowners Association, Inc. and

Application for Rehearing of D04-07-026 by San Diegans for Fair Power; joinder in applications for rehearing by City of Santee and Santee Citizens for Safe Power.

# DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS

8/13/04 **A01-02-024 -** Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050;

Page 10

**A01-02-035** - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050;

**A02-031 -** Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050;

A02-02-032 - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050; A02-02-034 - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050; and

**A02-03-002** - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050; **Revised Proposed Decision of ALJ Duda.** 

#### ADVICE LETTER FILINGS

#### **NONE**

# **MISCELLANEOUS TRANSPORTATION ITEMS**Filings with Consumer Protection and Safety Division

#### **NONE**

#### MISCELLANEOUS TELECOMMUNICATION MATTERS

# **NONE**

# TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

**8/16/04** ALJ Long

**A.02-12-027** - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and

 $\textbf{A.02-12-028} \text{ - Application of SAN DIEGO GAS \& ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and$ 

**I.03-03-016** - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company.

#### ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED

ALJ Walwyn

**A.04-040** - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007,

Prehearing Conference held and continued to September 23

ALJ Walwyn

**A.04-040-1** In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007,

Prehearing Conference held and continued to September 23

ALJ McKenzie

**A.04-03-023** - In the Matter of the Application of California-American Water Company (U 210 W) for an order authorizing it to increase it rates for water service in its Coronado District to increase revenues by \$352.9 or 2.86% in the year 2005, to decrease revenues by (\$43.1) or (0.34%) in 2006, and to decrease revenues by (\$28.4) or (0.22%) in 2007, and

**A.04-03-024** - In the Matter of the Application of California-American Water Company (U 210-W) for an order authorizing it to change its rates for water service in its Village District to decrease revenues by (\$1,254.0) or (6.36%) in the year 2005, to decrease revenues by (\$24.9) or (0.13%) in 2006, and to increase revenues by \$4.7 or 0.03% in 2007,

Evidentiary Hearing held and continued to August 17

#### REMOVALS FROM CALENDAR

ALJ Walwyn

**I.04-04-001** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission's own motion into the operations and practices of Ronen Perez, an individual, Ford Moving and Storage, Inc., a California corporation, and its president, Ronen Perez, Applicants/Respondents, **Evidentiary Hearing scheduled for August 18-19 has been removed from the calendar** 

#### **NEW SETTINGS**

### NONE

#### LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**8/16/04** NONE SCHEDULED 10:00 a.m.

**8/23/04** NONE SCHEDULED 10:00 a.m.

8/30/04 NONE SCHEDULED

10:00 a.m.

9/21/04 C.01-01-032 (LM) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs.

Pacific Gas and Electric Company, Defendant, and 11:00 a.m.

**ALJ Barnett** C.01-09-011 - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs.

Comr Wood Pacific Gas and Electric Company, Defendant,

Commission Courtroom, San Francisco

# FINAL ORAL ARGUMENTS (FOA)

#### **NONE**

#### HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference (ECP) = Expedited Complaint Procedure (CA) = Closing Argument (EH) = Evidentiary Hearing (OSC) = Order to Show Cause (LM) = Law & Motion(PPH) = Public Participation Hearing (WS) = Workshop(OA) = Oral Argument

(IAM) = Initial Arbitration Meeting (FPH) = Full Panel Hearing (M) = Mediation(AH) = Arbitration Hearing

8/17/04 A.04-03-023 (EH) - In the Matter of the Application of California-American Water Company (U 210 W) 10:00 a.m. for an order authorizing it to increase it rates for water service in its Coronado District to increase

ALJ McKenzie revenues by \$352.9 or 2.86% in the year 2005, to decrease revenues by (\$43.1) or (0.34%) in 2006, and to Comr Peevey decrease revenues by (\$28.4) or (0.22%) in 2007, and

A.04-03-024 - In the Matter of the Application of California-American Water Company (U 210-W) for an order authorizing it to change its rates for water service in its Village District to decrease revenues by (\$1,254.0) or (6.36%) in the year 2005, to decrease revenues by (\$24.9) or (0.13%) in 2006, and to

increase revenues by \$4.7 or 0.03% in 2007, Commission Courtroom, San Francisco

(also August 18)

8/17/04 A.04-06-035 (PHC) - Application of SAN DIEGO GAS & ELECTRIC COMPANY under the

10:00 a.m. Catastrophic Event Memorandum Account (CEMA) for Recovery of costs related to the 2003 Southern

California Wildfires. (U 902-M), ALJ Long

Comr Kennedy Commission Courtroom, San Francisco

8/17/04 A.04-06-018 (PHC) - Application of Pacific Gas and Electric Company to Modify the Experimental

2:00 p.m. Economic Development Rate (Schedule ED) (U 39 E),

**ALJ Barnett** Commission Courtroom, San Francisco

Comr Wood

8/18/04 C.04-07-007 (ECP) - Rik Wayne Munson, Complainant, vs. Pacific Bell Telephone Company dba SBC

10:00 a.m. California Defendant,

**ALJ Patrick** Commission Courtroom, San Francisco

8/19/04 I.03-10-038 (EH) - Investigation on the Commission's Own Motion into the Operations and Practices of 9:00 a.m. the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of **ALJ Thorson** Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the

Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Comr Brown

Inc. pursuant to the California Public Utilities Code Section 855,

Commission Courtroom, San Francisco

8/20/04 A.04-06-024 (PHC) - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal

10:00 a.m. Costs, Revenue Allocation, and Rate Design U 39 M,

**ALJ Mattson** Commission Courtroom, San Francisco

Comr Peevey

8/23/04 **A.04-07-032** (EH) - In the Matter of the Application of Pacific Gas and Electric Company for: (1)

10:00 a.m. Authority to Sell or Assign Recovery Property to One or More Financing Entities; (2) Authority to Service **ALJ Kenney** Recovery Bonds on Behalf of Financing Entities; (3) Authority to Establish Charges Sufficient to Recover Comr Peevey Fixed Recovery Amounts and Fixed Recovery Tax Amounts; and 94) Such Further Authority Necessary

for PG&E to Carry Out the Transactions Described in this Application. (U 39 E),

Commission Courtroom, San Francisco (also August 24 – 27 at 9:30 a.m.)

8/23/04 **I.04-04-024** (PHC) - Order Instituting Investigation into the proposal of Sound Energy Solutions to

1:00 p.m. construct and operate a liquefied natural gas terminal at the Port of Long Beach, ALJ Malcolm Long Beach Public Library - Auditorium, 101 Pacific Avenue, Long Beach, CA

ALJ Allen Comr Brown

8/24/04 A.04-01-034 (EH) - In the Matter of the Application of SOUTHERN CALIFORNIA GAS COMPANY 9:00 a.m. For Authorization to Establish a Revenue Sharing Mechanism for the Production of Native Gas. (U 904

**ALJ Wong** G).

Comr Brown Commission Courtroom, San Francisco

(also August 25 - 27)

8/24/04 C.04-06-012 (TELEPHONIC - PHC) - Sierra City Fire District, Complainant, vs. R.R. Lewis Small

10:00 a.m. Water Company, Defendant,

Commission Room 5041-A, San Francisco **ALJ Koss** 

Comr Brown

8/24/04 A.03-01-013 (PPH) - Application of the Pasadena Avenue Monterey Road Committee for variance of

6:30 p.m. General Order 143B and authority to explore and enter into negotiations for consideration and

**ALJ Simon** implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by

Comr Kennedy SB 1491, and

A.03-07-049 - Application of the Pasadena Avenue Monterey Road Committee and City of South

Pasadena for Variance of General Order 75-C, and

**A.03-07-050** - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities

South Pasadena Library - Community Room, 1115 El Centro Street, South Pasadena, CA

8/25/04 R.04-04-003 (PHC) - Order Instituting Rulemaking to Promote Policy and Program Coordination and

10:00 a.m. Integration in Electric Utility Resource Planning,

**ALJ Wetzell** Commission Courtroom, San Francisco Comr Peevey

8/26/04 I.04-07-003 (PHC) - In the matter of the Order Instituting Investigation and Order to Show Cause on the 10:00 a.m. Commission's own motion into the operations and practices of Fan Ding (aka Ding Fan or Lisa Ding), an ALJ Yacknin

individual doing business as Lucky Moving Co., Lucky Movers, Jixiang Moving Co., Northam Comr Kennedy

Immigration Services, and Northman Immigration Service, Applicant/Respondent,

**Commission Courtroom, San Francisco** 

8/26/04 10:00 a.m. ALJ Bushey Comr Brown **I.04-07-005 (PHC) -** Investigation on the Commission's own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,

Commission Courtroom, San Francisco

**8/26/04** 1:00 p.m. ALJ Mattson **A.00-07-013** (EH) - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001.

(U 39 E),

Comr Wood Commission Courtroom, San Francisco

**8/27/04** 10:00 a.m.

A.03-12-016 (PHC) - Application of San Diego Gas & Electric Company (U 902 E) for a Permit to

ALJ Simon Comr Wood Construct the Mira Sorrento Substation, Commission Courtroom, San Francisco

8/27/04

A.04-03-015 (PHC) - Application of San Diego Gas & Electric Company (U 902 E) for a Permit to

Construct the Uptown Substation,

10:00 a.m. ALJ McKenzie Comr Brown

Commission Courtroom, San Francisco

**8/27/04** 11:00 a.m. ALJ Econome **I.04-02-008** (EH) – In the Matter of the Order Instituting Investigation on the Commission's Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,

Comr Brown Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA

20111 210 1111

8/30/04

R.04-04-003 (EH) - Order Instituting Rulemaking to Promote Policy and Program Coordination and

9:00 a.m. Integral ALJ Wetzell Com

Integration in Electric Utility Resource Planning,

ALJ Wetzell Commission Courtroom, San Francisco
Comr Peevey (also August 31 – September 3 and September 7 – 10)

8/31/04 9:00 a.m. ALJ Simon Comr Kennedy **A.03-01-013** (EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and

**A.03-07-049** - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and

**A.03-07-050** - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code,

Commission Courtroom, San Francisco

9/1/04 10:00 a.m. ALJ Barnett Comr Kennedy **A.04-06-002** (**PHC**) – In the Matter of the Joint Application of Shell California Pipeline Company LLC and Crimson California Pipeline L.P., pursuant to Section 851 of the Public Utilities Code, for Approval of the Purchase and Sale of Certain Public Utility Pipeline Assets,

nedy Commission Courtroom, San Francisco

9/1/04 2:00 p.m. ALJ Barnett Comr Wood **A.02-05-004 (PHC) (PHASE 2 – Revenue Allocation and Rate Design)** - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and

**I.02-06-002** - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company,

Commission Courtroom, San Francisco

9/8/04 R.02-01-011 (EH) - Order Instituting Rulemaking Regarding the Implementation of the Suspension of

Direct Access Pursuant to Assembly Bill 1X and Decision 01-09-060,

ALJ Pulsifer Commission Courtroom, San Francisco

Comr Brown (also September 9 - 10)

Comr Wood

9:30 a.m.

9/8/04 C.04-07-046 (ECP) - Lyndon B. Miller, Complainant, vs. Verizon Wireless, Defendant,

10:00 a.m. Chico Municipal Center, 421 Main Street, Conference Room 2, Chico, CA

**ALJ Patrick** 

9/13/04 C.03-09-001 (PHC) - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also

9:00 a.m. known as Casmite Water System, Defendant, ALJ Thorson Commission Courtroom, San Francisco

Comr Brown

**9/13/04** 10:00 a.m.

**A.04-05-021** (EH) - Application of Southern California Edison Company (U 338-E) for Authorized Capital Structure, Rate of Return on Common Equity, Embedded Cost of Debt and Preferred Stock, and

ALJ Galvin Overall Rate of Return for Utility Operations for 2005, and

Comr Brown A.04-05-023 - Application of Pacific Gas and Electric Company for Authority to True-up its Cost of

Capital for 2004 and to Establish its Authorized Cost of Capital for 2005,

Commission Courtroom, San Francisco (also September 14 – 17 as needed)

9/13/04 C.03-09-001 (EH) - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also

10:00 a.m. known as Casmite Water System, Defendant, ALJ Thorson **Commission Courtroom, San Francisco** 

Comr Brown (also September 14)

9/15/04 C.04-08-003 (ECP) - Eric King, Complainant, vs. AT&T Communications of California, Inc., Sprint

10:00 a.m. Communications Company L.P., and Z-Tel Communications, Inc., and Pacific Bell Telephone Company,

ALJ Patrick doing business as SBC California, Defendants,

Commission Courtroom, San Francisco

,

9/15/04 A.04-06-021 (PHC) - Application of PACIFIC GAS AND ELECTRIC COMPANY (U 39 M), a
2:00 p.m. California Corporation, and ELENA CANEPA, AS TRUSTEE OF THE ELENA CANEPA LIVING
ALJ Prestidge TRUST DATED JULY 29, 1989 for an Order Authorizing the Sale and Conveyance of a Certain Parcel

Comr Kennedy of Land In contra Costa County Pursuant to Public Utilities Code Section 851,

Commission Courtroom, San Francisco

9/16/04 A.03-10-057 (PHC) - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER
10:00 a.m. COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region
1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the

Comr Peevey Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,

Commission Courtroom, San Francisco

9/16/04 I.04-07-004 (PHC) - In the Matter of the Order Instituting Investigation on the Commission's Own

11:00 a.m. Motion Into the Operations and Practices of Andy's Ultimate Limousines, Inc., a California Corporation, doing business as The Ultimate Limousine (PSG-11646-P), and A.L.S., a California Corporation, doing business as Andy's Limousine Service Transportation (PSG 16218-B) and its President Andrew Wagner, and Vice President Dannetter Wagner, to determine whether they have violated the laws, rules and

regulations governing the manner in which charter-party carriers conduct operations and whether they are

no longer fit to continue to conduct passenger transportation service. Respondents,

Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

1:30 p.m. ALJ Econome Comr Brown

9/16/04

C.04-06-037 (PHC) - Amcor Sunclipse North America, Complainant, vs. SBC-Pacific Bell, Defendant, Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA

**9/20/04** 10:00 a.m. **A.04-01-009** (EH) – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant,

ALJ O'Donnell Comr Brown C

Commission Courtroom, San Francisco

(also September 21 - 24 and September 27 – October 1) (Note: September 20 & 27 at 10:00 a.m. and

the remaining days at 9:30 a.m.)

**9/21/04** 10:00 a.m. ALJ Simon Comr Wood **A.04-03-003 (PHC)** - Application of SAN TA CLARA VALLEY TRANSPORTATION AUTHORITY and SOBRATO INTERESTS III, a California limited partnership, for an Order Authorizing Convention of an Existing Private At-Grade Freight Railroad Crossing to a Public Crossing and Approving enhanced Safety Appliances and Procedures at the crossing, adjacent to Winchester Boulevard near State Route 85

located in the Town of Los Gatos, County of Santa Clara, State of California,

Commission Courtroom, San Francisco

9/21/04 10:00 a.m. ALJ Galvin Comr Peevey **A.04-04-005** (EH) -Application of Southern California Edison Company (U 338-E) for a Commission Finding that its Procurement-Related and Other Operations for the Record Period July 1 Through December 31, 2003 Complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account; for Recovery of a Nuclear Unit Incentive Reward of \$9.7 million;

and for Recovery of \$4.9 Million Recorded in the Electric Energy Transaction Administration

Memorandum Account,

Commission Courtroom, San Francisco (also September 22 – 23 as needed)

**9/21/04** 11:00 a.m.

C.01-01-032 (LM) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs.

m. Pacific Gas and Electric Company, Defendant, and

ALJ Barnett Comr Wood

**C.01-09-011** - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant,

Commission Courtroom, San Francisco

**9/22/04** 10:00 a.m.

C.04-08-007 (ECP) - Karen Carswell, Complainant, vs. Southern California Water Company, doing

business as California Cities Water, Defendant,

ALJ Patrick

ATOLL Building – Manzanita Room, 1150 Laurel lane, 1st Floor, San Luis Obispo, CA

**9/23/04** 10:00 a.m. ALJ Walwyn Comr Brown **A.04-040** (PHC) - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007,

Commission Courtroom, San Francisco

**9/23/04** 10:00 a.m. ALJ Walwyn Comr Brown **A.04-041 (PHC)** - In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007,

Commission Courtroom, San Francisco

9/27/04 10:00 a.m. ALJ McKenzie Comr Lynch **I.00-03-001** (EH) - Investigation into the operations and practices of Qwest Communications Corporation, et al. in concerning compliance with Statutes, Commission decisions, and other requirements applicable to the utility's installation of facilities in California for providing Telecommunications service,

Commission Courtroom, San Francisco

(also September 28 – October 1 and October 4 – 6)

9/28/04 A.04-06-003 (EH) – Application of Pacific Gas and Electric Company for Adoption of its 2005 Energy 10:00 a.m. Resource Recovery Account (ERRA) Forecast Revenue Requirement and for Approval of its 2005

ALJ Galvin Ongoing Competition Transition Charge (CTC) Revenue Requirement and Rates,

Comr Peevey Commission Courtroom, San Francisco

(also September 29 – 30 at 9:00 a.m. as needed)

10/18/04 A.04-04-008 (EH) - Application of Southern California Edison Company (U 338-E) for Approval of

10:00 a.m. Economic Development Rates,

ALJ Barnett Commission Courtroom, San Francisco
Comr Wood (also October 19 – 21 and October 25 – 26)

10/19/04 A.03-12-008 (EH) - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY 10:00 a.m. (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales

Comr Kennedy proceeds,

Commission Courtroom, San Francisco

(also October 20)

10/22/04 C.04-07-052 (ECP) - John Dickey and Luanne Aulenback-Dickey, Complainants, vs. Southern California

12:00 noon Edison Company, Defendant,

ALJ Barnett Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

10/25/04 C.04-05-014 (EH) - Utilisource, fka Eastern Pacific Energy, Inc., a California Corporation, Complainant,

9:30 a.m. vs. Southern California Edison Company, Defendant,

ALJ Econome Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA

Comr Brown (also October 26)

10/25/04 A.03-08-004 (EH) - Application of Pacific Gas and Electric Company for Adoption of its 2004 Energy

10:00 a.m. Resource Recovery Account (ERRA) Forecast Revenue Requirement, for Review of Contract

ALJ Wong Administration, Least Cost Dispatch and Procurement Activities during the Record Period January 1, 2003, Through May 31, 2003, and for Approval of its 2004 Ongoing Competition Transition Charges

(CTC) Revenue Requirement and Proposed Rate Design. (U 39 E),

Commission Courtroom, San Francisco

(also October 26 - 27)

10/25/04 A.04-06-004 (EH) - Petition of LEVEL 3 COMMUNICATIONS, LLC (U-5941-C) for Arbitration

10:00 a.m. Pursuant To Section 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, and Applicable State Laws for Rates, Terms and Conditions of Interconnection with Pacific

Comr Brown Bell Telephone Company d/b/a SBC California and SBC Communications,

Commission Courtroom, San Francisco (also October 26 – 29 at 9:00 a.m.)

10/25/04 C.04-06-036 (ECP) - Dick Schattinger, Complaint, vs. Southern California Edison Company, Defendant,

1:00 p.m. San Bernardino Public Library, 555 West 6<sup>th</sup> Street, San Bernardino, CA

ALJ Barnett

10/27/04 R.04-01-006 (EH) - Order Instituting Rulemaking on the Commission's Proposed Policies and Programs

10:00 a.m. Governing post-2003 Low-Income Assistance Programs,

ALJ Thomas Commission Courtroom, San Francisco

Comr Wood (also October 28)

11/9/04 I.04-06-0 10:00 a.m. directors ALJ Walker individual Comr Brown of other in

**I.04-06-008** (EH) - Investigation on the Commission's own motion into the fitness of the officers, directors, owners and affiliates of Clear World Communications Corporation, U-6039, including individual officers, directors and shareholders James, Michael, and Joseph Mancuso, and into the conduct

of other utilities, entities, or individuals (including Christopher Mancuso) who or that may have facilitated

the Mancusos' apparent unlicensed sale of telecommunications services,

Commission Courtroom, San Francisco (also November 10, 12 and November 15 - 19)

**11/17/04** 10:00 a.m.

R.04-03-017 (EH) - Order Instituting Rulemaking Regarding Policies, Procedures and Incentives for

Distributed Generation and Distributed Energy Resources,

ALJ Malcolm Commission Courtroom, San Francisco

Comr Peevey (also November 18 – 19)

**12/6/04** 1:00 p.m.

1/31/05

C.04-07-051 (ECP) - Casey O'Connor, Complainant, vs. Verizon Long Distance, Defendant,

Indio City Hall - Large Conference Room, 100 Civic Center Hall, Indio CA

ALJ Barnett

10:00 a.m. ALJ O'Donnell Comr Brown **A.04-02-026** (EH) - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,

Commission Courtroom, San Francisco

(also February 1 – 4 and February 7 – 11) (Note: January 31 and February 7 at 10:00 a.m. and the

remaining days at 9:30 a.m.)

# NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

## **NONE**

# NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

# NONE

## NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

8/12/04 R02-01-011

Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.

**Summary:** On August 12, 2004, Eric Eisenman, Chief, Regulatory Relations, Pacific Gas and Electric Company (PG&E), met with Roosevelt Grant, advisor to Cmmr. Peevey, in San Francisco. Also present was David Rubin, Director, Service Analysis, PG&E. Eisenman asserted that the cost responsibility

surcharge should be applied to new load located within PG&E's service territory but taking service from publicly owned utilities. Rubin stated that the Department of Water Resources (DWR) testified in this proceeding that when DWR procured power on behalf of all customers in PG&E's service territory, that it did not adjust PG&E's forecast for publicly-owned utilities reaching into PG&E's territory to serve new load. Rubin explained that this means power procurement costs were incurred on behalf of new load locating within PG&E's service territory by DWR, and that exempting new load from its fair share would burden all other customers with the associated costs. Rubin noted that PG&E has an obligation to serve every new customer locating within its service territory and that some publicly owned utilities behave like a commercial entity and 'cherry-pick' individual customers.

Filer: Pacific Gas and Electric Company

Contact: Michelle Brown Phone: (415) 973-4662 Email: mtt3@pge.com

8/12/04 A01-10-011 Pacific Gas and Electric Company, Proposing a Market Structure

and Rules for the Northern California Natural Gas Industry for

the Period Beginning January 1, 2003 as Required by

Commission Decision 01-09-016.

**Summary:** On August 9, 2004, Eric Eisenman, Chief, Regulatory Relations, Pacific Gas and Electric Company (PG&E), met with Roosevelt Grant, advisor to Cmmr. Peevey, in San Francisco. Also present were Belinda Gatti, advisor to Cmmr. Brown, and Ben Campbell, Manager, Product Management, PG&E. Written material (attached to the notice) was used. Eisenman explained how the Gas Accord changed the ratemaking treatment of Line 401, and that this facility became an indistinguishable part of the Redwood path. Campbell stated that PG&E does not receive a reasonable opportunity to recover its cost of service until the forecast throughput on all backbone facilities, not just Line 401, reaches 95%. Campbell added that PG&E has no incentive to expand its gas transmission facilities as long as the 95% load factor adjustment is applied in determining rates. Eisenman urged the Commission to grant PG&E's petition for modification of D03-12-061.

Filer: Pacific Gas and Electric Company

Contact: Michelle Brown Phone: (415) 973-4662 Email: mtt3@pge.com

8/13/04 A00-11-038 Southern California Edison Company, for authority to institute a rate stabilization plan with a rate increase and end of rate freeze tariffs.

A00-11-056 Pacific Gas and Electric Company, for emergency application to adopt a rate stabilization plan.

A00-10-028 The Utility Reform Network, for modification of Resolution E-

3527.

**Summary:** On August 10, 2004, Debra Reed, President and Chief Operating Officer for San Diego Gas & Electric Company (SDG&E), met with Cmmr. Brown and Cmmr. Wood in two separate meetings in San Francisco. Also present were Lee Schavrien, Vice President of Regulatory Affairs of SDG&E, and Ted Roth, Managing Director for Roth Capital Partners, a SDG&E customer. Written materials (copies attached to the notice) were used. Reed stated that SDG&E supports Cmmr. Peevey's alternate decision which bifurcates the California Department of Water Resources' (DWR) 2004 supplemental revenue requirement from the permanent allocation issue. Reed further stated that the ALJ's proposed decision inappropriately allocates the 12.5% fairness yardstick to unavoidable costs without recognizing the impact of the Total DWR revenue requirement allocation. Schavrien stated that the Commission should only apply 10% to the unavoidable DWR costs which would result in the 12.5% for total DWR revenue requirement being allocated to SDG&E's customers.

Filer: San Diego Gas & Electric Company

Contact: Renee Le Camus Phone: (415) 202-9986

Email: rlecamus@semprautilities.com

8/13/04 A04-03-021 Pacific Gas and Electric Company, proposing cost of service and

rates for gas transmission and storage services for 2005 and

backbone level service and rates starting January 1, 2005, as required by Commission decision D03-12-061.

**Summary:** On August 10, 2004, Brian Cragg, representing Duke Energy North America, LLC and Duke Energy Trading and Marketing, L.L.C. (collectively, "Duke"), met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Cragg mentioned the parties' arrival at an all-party settlement and stated that Duke supports it.

Filer: Duke Energy North America, LLC; Duke Energy Marketing America Contact: Melinda LaJaunie Phone: (415) 392-7900

8/13/04 A03-02-027 SFPP, L.P., pursuant to Ordering Paragraph 1 of Resolution O-0043 issued October 24, 2002.

Summary: On August 10, 2004, R. Gordon Gooch, outside counsel for BP West Coast Products LLC and ExxonMobil Oil Corporation, met with Cmmr. Wood and Belinda Gatti, advisor to Cmmr. Brown, in two separate meetings in San Francisco. At the meeting with Cmmr. Wood also present was Manuel Ramirez, advisor to Cmmr. Wood, and with Belinda Gatti - staff member Paul Harvey. Written materials (attached to the notice) were used. Gooch stated that contrary to the claims of SFPP, SFPP having no effective competition in its destination markets cannot possibly qualify for any form of deregulation. Questioning maintenance and rate base claims, Gooch stated that SFPP, by its own admission, has enjoyed creamy returns far in excess of the top of the range granted by this Commission, plus sufficient dollars to pay for all maintenance. Gooch pointed out, however, that a concern is that SFPP is not maintaining its pipeline properly, perhaps diverting the dollars earmarked for maintenance. Gooch noted that the representations made by SFPP with respect to depreciated original cost rate base absolutely contradicted the representations made on the same subject by SFPP in its latest application A03-02-027. Gooch argued further that there is no rational basis for excusing SFPP from the legal requirement of 'just and reasonable' cost based rates. Gooch also pointed out that if SFPP seeks some form of automatic rate increases, then this issue has not been raised by SFPP. Gooch urged the Commission to continue its excellent policy of periodic rate review.

Filer: BP West Coast Products LLC and ExxonMobil Oil Corporation Contact: R. Gordon Gooch Phone: (703) 351-7520

 $Email: gordon\_gooch@travisandgooch.com\\$ 

8/13/04 A00-03-044 SFPP, L.P., for authority to justify its rates for intrastate

transportation of refined petroleum products on the basis of

market factors.

Summary: On August 10, 2004, R. Gordon Gooch, outside counsel for BP West Coast Products LLC and ExxonMobil Oil Corporation, met with Cmmr. Wood and Belinda Gatti, advisor to Cmmr. Brown, in two separate meetings in San Francisco. At the meeting with Cmmr. Wood also present was Manuel Ramirez, advisor to Cmmr. Wood, and with Belinda Gatti - staff member Paul Harvey. Written materials (attached to the notice) were used. Gooch stated that contrary to the claims of SFPP, SFPP having no effective competition in its destination markets cannot possibly qualify for any form of deregulation. Questioning maintenance and rate base claims, Gooch stated that SFPP, by its own admission, has enjoyed creamy returns far in excess of the top of the range granted by this Commission, plus sufficient dollars to pay for all maintenance. Gooch pointed out, however, that a concern is that SFPP is not maintaining its pipeline properly, perhaps diverting the dollars earmarked for maintenance. Gooch noted that the representations made by SFPP with respect to depreciated original cost rate base absolutely contradicted the representations made on the same subject by SFPP in its latest application A03-02-027. Gooch argued further that there is no rational basis for excusing SFPP from the legal requirement of 'just and reasonable' cost based rates. Gooch also pointed out that if SFPP seeks some form of automatic rate increases, then this issue has not been raised by SFPP. Gooch urged the Commission to continue its excellent policy of periodic rate review.

Filer: BP West Coast Products LLC and ExxonMobil Oil Corporation Contact: R. Gordon Gooch Phone: (703) 351-7520

Email: gordon\_gooch@travisandgooch.com